

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2008-139-EG - ORDER NO. 2008-586
AUGUST 21, 2008

IN RE: Elisa Wilson, Complainant/Petitioner)	ORDER GRANTING
)	MOTION TO DISMISS
v)	AND CLOSING DOCKET
)	
South Carolina Electric & Gas Company,)	
Defendant/Respondent)	

This matter comes before the Public Service Commission of South Carolina (“Commission”) on the above referenced complaint of Elisa Wilson (“Complainant”) filed March 31, 2008, against South Carolina Electric & Gas Company (“SCE&G” or “Company”) regarding placement of a new electric pole on the Complainant’s property and secondly concerning a natural gas bill of the Complainant from SCE&G. On July 11, 2008, SCE&G moved to dismiss the complaint on several grounds. Prior to the Commission ruling on SCE&G’s motion, SCE&G filed correspondence on August 11, 2008, asserting additional grounds for dismissal of Ms. Wilson’s complaint.

By letter dated May 19, 2008, the Commission’s Docketing Department informed all parties to the proceeding of the deadlines for filing testimony pursuant to 26 S.C. Code Ann. Regs. 103-845(C), whereby Ms. Wilson’s direct testimony and exhibits were to be filed on or before July 29, 2008. In the Company’s August 11, 2008 correspondence, SCE&G cites to the fact that as of that date the Complainant had not filed any direct testimony and exhibits. Additionally, SCE&G opines that Ms. Wilson as

of August 11, 2008, had not responded to the Company's Motion to Dismiss and that according to the Company's calculations, the time limit within which to respond has expired.¹ For these reasons, SCE&G again seeks dismissal of this matter.

As the Complainant, Elisa Wilson, has failed to file a response to SCE&G's Motion to Dismiss and has failed to follow the Commission's requirement of filing testimony and exhibits in this matter, we find that SCE&G's Motion to Dismiss should be granted.

IT IS THEREFORE ORDERED:

1. The Complaint of Elisa Wilson against South Carolina Electric & Gas Company is hereby dismissed.
2. That Docket No. 2008-139-EG is hereby closed.

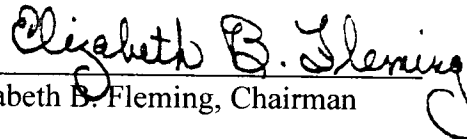
¹ S.C. Code Ann. Regs. 103-829 provides that motions, except those made during hearings, will be reduced to writing and filed with the Chief Clerk at least ten (10) days prior to the commencement of a hearing. Responses to such motions are due within ten days after service of said motions. In accordance with SCE&G's Certificate of Service for the Company's Motion to Dismiss, Ms. Wilson's response would have been due on or before July 21, 2008.

AUGUST 21, 2008

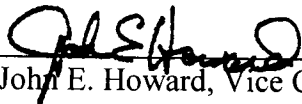
PAGE 3

3. This Order shall remain in full force and effect until further order of the Commission.

BY ORDER OF THE COMMISSION:


Elizabeth B. Fleming, Chairman

ATTEST:


John E. Howard, Vice Chairman

(SEAL)